

---

**UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH, CENTRAL DIVISION**

---

NAVAJO NATION HUMAN RIGHTS  
COMMISSION; PEGGY PHILLIPS; MARK  
MARYBOY; WILFRED JONES; TERRY  
WHITEHAT; BETTY BILLIE FARLEY;  
WILLIE SKOW; and MABEL SKOW,

Plaintiffs,

v.

SAN JUAN COUNTY; JOHN DAVID  
NIELSON, in his official capacity as San Juan  
County Clerk; and PHIL LYMAN, BRUCE  
ADAMS, and REBECCA BENALLY, in their  
official capacities as San Juan County  
Commissioners,

Defendants.

**STIPULATED MODIFICATION TO  
SETTLEMENT AGREEMENT**

Case No. 2:16-cv-00154 JNP

Judge Jill N. Parrish

---

By and through their respective counsel, Plaintiffs and Defendants hereby move this Court to approve the following joint stipulated modification to the Settlement Agreement:

1. Plaintiffs and Defendants entered into a Settlement Agreement on February 20, 2018, attached here as **Exhibit A**.

2. Under Paragraph 14, Section F of the Settlement Agreement, the parties agreed that:

[t]he procedures and services detailed [in the Settlement Agreement] shall be in place through at least the 2020 general election, at which time the parties agree to meet, in good faith, through designated representatives within 60 days to review data collected and to determine if procedures should be altered or services reduced, increased, or held the same.

3. Due to COVID-19, there has been a delay in designating representatives by the San Juan County Commissioners, and, as a result, the Plaintiffs and Defendants have agreed to a 60-day extension of the deadline set forth in Paragraph 14 of the Settlement Agreement to March 3, 2021, in order to permit sufficient time to both: (1) identify the representatives; and (2) allow those designated representatives to substantively meet and discuss the procedures and whether they should be modified.

WHEREFORE, the undersigned counsel hereby jointly move the Court to approve of this modification to the Settlement Agreement and to incorporate its terms into the Settlement Agreement; and to retain jurisdiction over this matter in order to enforce the terms of the Settlement Agreement.

Dated this 28th day of December 2020.

**AMERICAN CIVIL LIBERTIES  
UNION OF UTAH**

/s/ John Mejia  
John Mejia  
*Attorney for Plaintiffs*

**SUITTER AXLAND, PLLC**

/s/ Jesse C. Trentadue  
Jesse C. Trentadue  
Carl F. Huefner  
Britton R. Butterfield  
*Attorneys for Defendants*